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12 INSITE VISION INCORPORATED
LONG TERM DISABILITY PLAN
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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

18 WILLIAM H. SMITH III,) Case No. C 08-5387 EMC
19 Plaintiff,)
20 v.) STIPULATION TO DISMISSAL AND
21 INSITE VISION INCORPORATED) DISMISSAL OF ACTION ; ORDER
22 LONG TERM DISABILITY PLAN,
23 Defendant.
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1 Plaintiff William H. Smith III and Defendant Insite Vision Incorporated Long Term
2 Disability Plan, by and through their respective counsel of record, hereby stipulate that
3 this action be, and hereby is, dismissed with prejudice as to all parties with respect to all
4 claims for relief. Each party to bear its own costs of suit.

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6 DATED: June 10, 2009

GREEN & HUMBERT

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By: /s/ Horace W. Green
HORACE W. GREEN
Attorneys for Defendant
INSITE VISION INCORPORATED
LONG TERM DISABILITY PLAN

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ORDER

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Good cause appearing,

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IT IS HEREBY ORDERED

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That this matter be, and hereby is, dismissed with prejudice. Each party to
bear its own costs of suit.

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Dated: June 12, 2009

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